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3 Eastern District of Washington
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9 UNITED STATES DISTRICT COURT
10 FOR THE EASTERN DISTRICT OF WASHINGTON
11

12 UNITED STATES OF AMERICA,

13
14 Plaintiff,

15 v.

16 DENNIS MICHAEL HOGAN,

17
18 Defendant.

Case No.: 2:18-CR-00058-RMP

Renewed Motion for Detention
Based on New Allegation of
Violation of Pretrial Release
Conditions

19
20 Plaintiff United States, by and through William D. Hyslop, United States
21 Attorney for the Eastern District of Washington, and David M. Herzog, Assistant
22 United States Attorney for the Eastern District of Washington, moves for an order
23 directing that Defendant Dennis Michael Hogan (“Defendant”) be held without
24 bail pending a preliminary hearing and revocation hearing regarding the terms and
25 conditions of his pretrial supervised release and an alleged violation contained in a
26 petition presented by the United States Probation Office.

27 The United States brings this motion pursuant to Federal Rules of Criminal
28 Procedure 32.1(a)(6) and 46(d), and 18 U.S.C. § 3143(a).

1 A person arrested for a violation of supervised release may be released or
2 detained under 18 U.S.C. § 3143(a) pending further proceedings. Fed. R. Crim. P.
3 32.1(a)(6). Section 3143(a) provides that the judicial officer shall order that the
4 person be detained, “unless the judicial officer finds by clear and convincing
5 evidence that the person is not likely to flee or pose a danger to the safety of any
6 other person or the community” if released. 18 U.S.C. § 3143(a). “The burden of
7 establishing by clear and convincing evidence that the person will not flee or pose
8 a danger to any other person or to the community rests with the person.” Fed. R.
9 Crim. P. 32.1(a)(6). Accordingly, the United States requests the Court enter an
10 Order ordering that Defendant be detained without bail pending a Probation and
11 Revocation Hearing.

12
13 Counsel for the United States has met and conferred with Defendant’s
14 counsel, Mr. Bevan Maxey, regarding a detention hearing in this matter. The
15 United States and Defendant anticipate that Defendant will make his initial
16 appearance on the alleged violation on January 21, 2020, a date on which Mr.
17 Maxey will be in trial on another matter. The United States and Defendant jointly
18 request that the Court set a detention hearing for 1:30 p.m. on Friday, January 24,
19 2020.

20 Dated: January 21, 2020

William D. Hyslop
United States Attorney

22 s/David M. Herzog
23 David M. Herzog
24 Assistant United States Attorney

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s/David M. Herzog
David M. Herzog
Assistant United States Attorney